

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF SCOTT

FIRST JUDICIAL DISTRICT

Master File No. 70-CV-08-5027

In re Parish Marketing and Development
Corporation Mechanic's Lien Foreclosure
Litigation

ORDER 6
Scheduling Order
ADR Mandated

The above matter came before the Honorable Jerome B. Abrams, Judge of the District Court, for a scheduling conference. Based upon the information provided by the parties, this Order establishes the following deadlines or specific dates.

For all cases designated as "**Construction Loan Cases**" in the Court's Case Management Order (Order 5), the following deadlines shall apply:

1. Amending the Pleadings

Any amendments to the pleadings shall be accomplished by **April 15, 2008**.

2. Joinder of Additional Parties

Joinder of additional parties, by amendment or third-party practice, shall be accomplished by **April 30, 2008**.

3. Discovery

Discovery shall be completed (i.e., all depositions completed, all times for responses to interrogatories, requests for admissions, independent medical examinations completed) on or before **June 6, 2008**.

4. Alternative Dispute Resolution (ADR)

ADR shall be completed no later than **July 25, 2008**. Attorneys and parties with full authority to settle the case are required to participate in **Mediation**. The parties shall select and advise the Court of the selected ADR neutral on or before **April 30, 2008**.

With the increasing caseloads and diminishing resources mandatory compliance with Rule 114 of the Minnesota Rules of Practice for District Court will now be strictly enforced. The parties should select their own ADR Neutral.

A list of qualified ADR Neutrals may be found at:
http://www.mncourts.gov/apps/adr/adr_query.asp or may be obtained by calling 651-297-7590.

Failure to comply with Rule 114 may be grounds for dismissal.

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5. Motions

- A. All non-dispositive motions shall be heard by **June 6, 2008**.
- B. All dispositive motions shall be heard by **July 7, 2008**.

6. Pretrial Submissions

All fully briefed motions in limine, Statements of the Case pursuant to Rule 112, trial briefs, and witness and exhibit lists shall be served and filed by **July 28, 2008**. Please provide the Court with a total of two courtesy copies of all pretrial submissions.

7. Pretrial Conference

A Pre-Trial Conference will be held on **July 28, 2008** at 9:00 a.m. Counsel and/or parties with full settlement authority shall be present at the Pre-Trial Conference. Full settlement authority includes individuals that can make decisions which bind a party to financial as well as factual resolutions. The Court will be seeking to refine and narrow as many factual issues as are amenable to the settlement process at the time of the Pre-Trial conference.

8. Trial

A trial by **Court Trial** in this matter shall begin on the **Construction Loan Cases** on **August 11, 2008 at 9:00 AM** at:

Scott County District Court
200 4th Avenue West JC 115
Shakopee MN 55379

9. Settlement

Plaintiff shall notify the court **in writing** within 48 hours of settlement (pursuant to Rule 121) and by phone within 12 hours of the settlement.

10. Continuance

Due to the time constraints presented by the issues in these cases, continuances will not be granted without an order of the Court.

- 11.** If you are noted as **Pro Se**, our records indicate that an attorney does not represent you. If this is incorrect, please contact the court and notify your attorney of receipt of this notice.

For all of the remaining cases designated identified in the Court's Case Management Order (Order 5), the following deadlines shall apply:

1. Amending the Pleadings

Any amendments to the pleadings shall be accomplished by **April 15, 2008**.

2. Joinder of Additional Parties

Joinder of additional parties, by amendment or third-party practice, shall be accomplished by **April 30, 2008**.

3. Discovery

Discovery shall be completed (i.e., all depositions completed, all times for responses to interrogatories, requests for admissions, independent medical examinations completed) on or before **August 1, 2008**.

4. Alternative Dispute Resolution (ADR)

ADR shall be completed no later than **September 8, 2008**. Attorneys and parties with full authority to settle the case are required to participate in **Mediation**. The parties shall select and advise the Court of the selected ADR neutral on or before **April 30, 2008**.

With the increasing caseloads and diminishing resources mandatory compliance with Rule 114 of the Minnesota Rules of Practice for District Court will now be strictly enforced. The parties should select their own ADR Neutral.

A list of qualified ADR Neutrals may be found at:

http://www.mncourts.gov/apps/adr/adr_query.asp or may be obtained by calling 651-297-7590.

Failure to comply with Rule 114 may be grounds for dismissal.

5. Motions

- A. All non-dispositive motions shall be heard by **August 1, 2008**.
- B. All dispositive motions shall be heard by **August 29, 2008**.

6. Pretrial Submissions

- 7. All fully briefed motions in limine, Statements of the Case pursuant to Rule 112, trial briefs, and witness and exhibit lists shall be served and filed by **September, 2008**. Please provide the Court with a total of two courtesy copies of all pretrial submissions.

8. Pretrial Conference

A Pre-Trial Conference will be held on **September 29, 2008** at 9:00 a.m. Counsel and/or parties with full settlement authority shall be present at the Pre-Trial Conference. Full settlement authority includes individuals that can make decisions which bind a party to financial as well as factual resolutions. The Court will be seeking to refine and narrow as many factual issues as are amenable to the settlement process at the time of the Pre-Trial conference.

9. Trial

A trial by **Court Trial** in this matter shall begin on the **remaining cases** on **October 13, 2008** at **9:00 AM** at:

Scott County District Court
200 4th Avenue West JC 115
Shakopee MN 55379

10. Settlement

Plaintiff shall notify the court **in writing** within 48 hours of settlement (pursuant to Rule 121) and by phone within 12 hours of the settlement.

11. Continuance

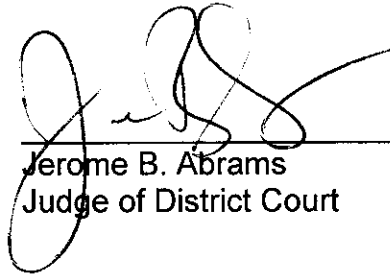
Due to the time constraints presented by the issues in these cases, continuances will not be granted without an order of the Court.

12. If you are noted as Pro Se, our records indicate that an attorney does not represent you. If this is incorrect, please contact the court and notify your attorney of receipt of this notice.

Failure to comply with the above deadlines may result in the imposition of **SANCTIONS** which may include the assessment of costs against the delinquent party, the striking of pleadings, default judgment or other relief as this Court may deem appropriate.

Dated: April 1, 2008

BY THE COURT:



Jerome B. Abrams
Judge of District Court